

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA  
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER

☐

DATE

July 14, 2021

MOTOR CARRIER MATTER

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DOCKET NO.

2021-202-G

UTILITIES MATTER

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ORDER NO.

**SUBJECT:**

DOCKET NO. 2021-202-G - Petition of Twin Chimneys Power Producers, LLC for Expedited Consideration and Issuance of a Declaratory Order - Staff Presents for Commission Consideration the Petition for Expedited Consideration and Issuance of a Declaratory Order, Filed on Behalf of Twin Chimneys Power Producers, LLC.

**COMMISSION ACTION:**

I move the Commission grant the Petition filed on behalf of Twin Chimneys Power Producers, LLC seeking a declaratory order confirming that the Twin Chimneys landfill gas project in Greenwood County, South Carolina as described in the petition is exempt from regulation pursuant to S.C. Code Ann. § 58-3-35.

According to the verified petition, Twin Chimneys is affiliated with Enerdyne Power Systems, Inc., a landfill gas project developer, owner, and operator. Twin Chimneys has entered into a long term agreement with Greenwood County, South Carolina for the utilization of landfill gas generated from the Twin Chimneys Landfill. Twin Chimneys will sell the processed landfill gas to a single customer, the Greenwood Commission of Public Works.

S.C. Code Ann. § 58-5-35 is entitled "Exemption of certain public utilities and pipeline companies from regulation by Commission" and that section states

Public utilities and pipeline companies engaged in the extraction, processing, distribution, or sale of landfill gas (LFG) derived from sanitary landfills, which provide gas to no more than twenty customers from any single landfill, are exempt from regulation by the commission.

By letter dated June 28, 2021, ORS advised it had reviewed the petition and discussed the project with Twin Chimneys and does not object to approval of the request for the declaratory order.

I so move.

PRESIDING: J. WilliamsSESSION: RegularTIME: 11:00 a.m.

MOTION YES NO OTHER

BELSER

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Present in Hearing Room

CASTON

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Voting via WebEx

ERVIN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
POWERS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
THOMAS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
C. WILLIAMS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
J. WILLIAMS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Voting via WebEx  
Present in Hearing Room  
Present in Hearing Room  
Present in Hearing Room  
Present in Hearing Room

(SEAL)



RECORDED BY: J. Schmieding